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IAB# SH 2340691

AUDIO/VIDEO TRACKING SHEET

OFFICER INVOLVED SHOOTING FORM

INVESTIGATIVE SUMMARY

TRANSCRIBED INTERVIEWS

- Sheriff's Dispatch on August 28, 2013, 1749 hours.
- Homicide interview of Deputy Jason Puga
- IAB interview of Deputy Jason Puga
- Homicide interview of Deputy Christopher Quintero
- IAB interview of Deputy Christopher Quintero

EXHIBITS

A - Homicide Case Book under file #013-13323-2137-013

B - DVD containing crime scene photos, Homicide audio interviews, surveillance video from [redacted] Piru Street.

C - Sergeant Paul Shigo's Foot Pursuit Report dated 8/23/13, under URN# 013-13323-2137-013.

D - Crime Sketches of Piru Street.

E - Los Angeles County District Attorney's Office Letter of Opinion dated May 21, 2014.

F - Crime Scene photos used in IAB interviews.

MISCELLANEOUS DOCUMENTS

- Century Station In-Service PM Shift on August 28, 2013.
- Unsigned Administrative Rights form for Deputy Puga.
- Unsigned Administrative Rights form for Deputy Quintero.
- Signed Video Admonition form for Deputy Puga.
- Signed Video Admonition form for Deputy Quintero.
- Deputy Puga's training records.

Los Angeles County Sheriff's Department

Officer Involved Shooting

Report Date: 08/28/13	Bureau/Station/Facility: Century Patrol Station	Admin. Invest.? ☐	Hit? ☑

Incident Information

URN: 013-13323-2137-013	Date: 08/28/13 Time: 1749 Hrs.
City or Station: Los Angeles	Nature of Incident: Dep. Puga goes in foot pursuit of an armed suspect. Suspect turns toward Dep. Puga with gun in his hand and Dep. Puga fired 3 rounds that hit the suspect. Suspect is pronounced dead at 1840
Location: [redacted] Piru St. Los Angeles	

Location Type (check one or more):
☐ Backyard
☐ Beach
☐ Business
☐ Freeway
☐ Industrial
☐ Park
☐ Parking Lot
☐ Residence
☐ Rural
☐ School
☐ Street
Other: empty lot

Lighting (check only one):
☐ Darkness
☑ Daylight
☐ Other
☐ Street Lights

Weather (circle only one):
☑ Clear
☐ Cloudy
☐ Fog
☐ Rain

Distance: 7 to 10 yards

Incident Type (check one or more):
☐ Accidental
☑ Armed Person
☑ Fleeing Suspect
☑ Foot Pursuit
☐ Gun Take Away
☐ Moving Vehicle
☐ Sniper/Ambush
☐ Startle
☐ Struggle Involved
☐ Traffic Stop
☐ Unarmed Person
☐ Unintentional
☐ Vehicle Pursuit
☐ Warrant Service
☐ Warning Shot
Other:

Initiated by (check only one):
☐ Arrest Warrant
☐ Call
☐ Observation
☐ One Person Unit
☐ Other
☐ Search Warrant
☑ Two Person Unit

Prior Activity (check only one):
☐ Detective
☐ Inmate Transport
☐ Other
☑ Routine Patrol

Total # of Shots Fired by Deputy: Three
Total # of Shots Fired by Suspect: Zero

Aero Unit? ☑ Canine Unit? ☑

Employee Witnesses

Employee #	Last Name	First Name	M.I.	ShiftTime (check only one)	ShiftType (check only one)
[redacted]	Quintero	Christopher	J	☐ EM ☑ PM ☐ Day	☐ Regular ☑ Overtime ☐ Off Duty
[redacted]	Puitt	Adam		☐ EM ☑ PM ☐ Day	☑ Regular ☐ Overtime ☐ Off Duty
[redacted]	Cadiz	Michael		☐ EM ☑ PM ☐ Day	☑ Regular ☐ Overtime ☐ Off Duty

Non-Employee Witnesses

Last Name: [redacted]		First Name: [redacted]		M.I.	
Street Address: [redacted]	City: [redacted]	Zip Code: [redacted]	Work Ph	Home Ph	
Last Name: [redacted]		First Name: [redacted]		M.I.	
Street Address: [redacted]	[redacted] [redacted]	Zip Code: [redacted]	Work Ph	Home Ph	
Last Name: [redacted]		First Name: [redacted]		M.I.	
Street Address: [redacted]	City: [redacted]	Zip Code: 90222	Work Ph	Home Ph	

Supervisors

Employee #	Last Name	First Name	M.I.	(check one or more)
[redacted]	Thomas	Patricia	T	☑ On Duty ☐ Present during shooting ☐ Witness to shooting ☐ Involved in shooting
				☐ On Duty ☐ Present during shooting ☐ Witness to shooting ☐ Involved in shooting

Watch Sergeant

Employee #	Last Name	First Name	M.I.
[redacted]	Quintero	Marcelo	

Watch Commander

Employee #	Last Name	First Name	M.I.
[redacted]	Nathan	Daniel	A

PSTD Use Only

SH # 2340691

Officer Involved Shooting

JRN: 013-13323-2137-013

Rollout Information

Arrival Date	Arrival Time	Date Submitted	Date of Recommendation
8/28/2013	2130	4/10/15	

Employee #	Last Name	First Name	M.I.
[redacted]	Lopez	Mark	A
[redacted]	Bracken	Sonja	M
[redacted]	Berg	Michael	R

Shooting / Force Information

Method

(AW) Arwen
(BC) Baton:(Control)
(BI) Baton:(Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds:(Control Techniques)
(TT) Control Holds:(Team Takedown)
(TD) Control Holds:(Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(CN) Restraint Device (Capture Net)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device:Hobble (Legs Only)
(TP) Restraint Device:Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(SG) 37mm Stinger
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Injured

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hand
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(SH) Shoulder
(WR) Wrist

Brand

(AK) AK-47
(BN) Benelli
(BR) Beretta
(BW) Browning
(CH) Charter Arms
(CO) Colt
(DA) Davis Industries
(GL) Glock
(HA) Harrington & Richardson
(HI) Hi Standard
(HK) H & K
(IT) Ithica
(IV) Iver Johnson
(JE) Jennings
(LO) Lorcin
(LU) Luger
(MA) Marlin
(MO) Mossberg
(NC) NCI aka SKS
(NA) North American
(NO) Norinco
(RA) Raven
(RM) Remington
(RG) RG
(RI) RGI
(RO) Rossi
(SW) Smith & Wesson
(SR) Sturm Ruger
(SS) SIG Sauer
(ST) Sterling
(TA) Taurus
(WE) Weatherby
(WN) Winchester
(US) US Government
(YY) Handmade (Inmate)
(XX) Homemade (Non-Inmate)
(ZZ) Other Brand

Caliber

(9) 9 mm
(10) 10 mm
(12) 12 guage
(20) 20 guage
(21) .22-250
(22) .22 caliber
(23) .223 caliber
(24) .243 caliber
(25) .25 caliber
(30) .308 caliber
(35) .357 caliber
(36) 30-60 caliber
(38) .38 caliber
(40) .40 caliber
(41) .410 guage
(44) .44 caliber
(45) .45 caliber
(50) 50 mm
(SL) Slug
(WW) Other caliber

FORCE APPLIED (one code per block)

Used By (E# or S#)	Used Against (E# or S#)	Method (Code)	Brand (Code)	Caliber (Code)	Authorized Weapon? (Y/N)	Authorized Ammunition? (Y/N)	Type of Injury (Code)	Body Part (Code)
S#1	E#1	RS					NN	
S#1	E#1	FH	TA	380			NN	
E#1	S#1	FH	BR	9	Y	Y	DH	AD

Officer Involved Shooting
Involved Employee Information

URN: 013-13323-2137-013

Involved Employee

E 1

Employee #: [redacted] | Last Name: Puga | First Name: Jason | M.I.:

Sex: M | Race: H | Rank: Deputy | Unit Assignment: Century Station | Work Assignment (Unit #, Module, etc.): 213E1

ShiftTime (*circle only one*): ☐ EM ☑ PM ☐ Day | ShiftType (*circle only one*): [redacted] Regular [redacted] Overtime [redacted] Off Duty | Intoxication/Drug Usage? ☐ | Substance Used:

Hospital Admission? ☐ | Hospital Name: | Coroner Case? ☐ | Coroner Case #: | Interviewed? ☑

Hrs of sleep prior to shooting: 8 | Duty Time (hrs): [redacted] | Clothing (*circle only one*): ☐ Plain Clothes no Vest ☐ Raid Jacket w/ Vest ☐ Plain Clothes w/ Vest ☐ Uniform no Vest ☐ Raid Jacket no Vest ☑ Uniform w/ Vest | Other Factors:

Age: [redacted] | Height: 601 | Weight: 205

Range Qualification Date: [redacted] | PPC Qualification Date: [redacted] | Laser Training Date: [redacted]

Certified with Weapon Used? [redacted] | Patrol Certification? [redacted] | Certification Unit: | Prior Shootings? [redacted] | Number of Prior Shootings: [redacted] | Directed Force: [redacted]

Weapons Fired Brand: 92FS | Caliber: 9mm | # Shots: 3 | Weapons Fired Brand: | Caliber: | # Shots:

Field Training Officer Emp #: [redacted] | Last Name: [redacted] | First Name: [redacted] | M.I.: [redacted]

Field Training Officer Emp #: [redacted] | Last Name: [redacted] | First Name: [redacted] | M.I.:

E __

Employee #: | Last Name: | First Name: | M.I.:

Sex: | Race: | Rank: | Unit Assignment: | Work Assignment (Unit #, Module, etc.):

ShiftTime (*circle only one*): ☐ EM ☐ PM ☐ Day | ShiftType (*circle only one*): ☐ Regular ☐ Overtime ☐ Off Duty | Intoxication/Drug Usage? ☐ | Substance Used:

Hospital Admission? ☐ | Hospital Name: | Coroner Case? ☐ | Coroner Case #: | Interviewed? ☐

Hrs of sleep prior to shooting: | Duty Time (hrs): | Clothing (*circle only one*): ☐ Plain Clothes no Vest ☐ Raid Jacket w/ Vest ☐ Plain Clothes w/ Vest ☐ Uniform no Vest ☐ Raid Jacket no Vest ☐ Uniform w/ Vest | Other Factors:

Age: | Height: | Weight:

Range Qualification Date: | PPC Qualification Date: | Laser Training Date:

Certified with Weapon Used? ☐ | Patrol Certification? ☐ | Certification Unit: | Prior Shootings? ☐ | Number of Prior Shootings: | Directed Force: ☐

Weapons Fired Brand: | Caliber: | # Shots: | Weapons Fired Brand: | Caliber: | # Shots:

Field Training Officer Emp #: | Last Name: | First Name: | M.I.:

Field Training Officer Emp #: | Last Name: | First Name: | M.I.:

E __

Employee #: | Last Name: | First Name: | M.I.:

Sex: | Race: | Rank: | Unit Assignment: | Work Assignment (Unit #, Module, etc.):

ShiftTime (*circle only one*): ☐ EM ☐ PM ☐ Day | ShiftType (*circle only one*): ☐ Regular ☐ Overtime ☐ Off Duty | Intoxication/Drug Usage? ☐ | Substance Used:

Hospital Admission? ☐ | Hospital Name: | Coroner Case? ☐ | Coroner Case #: | Interviewed? ☐

Hrs of sleep prior to shooting: | Duty Time (hrs): | Clothing (*circle only one*): ☐ Plain Clothes no Vest ☐ Raid Jacket w/ Vest ☐ Plain Clothes w/ Vest ☐ Uniform no Vest ☐ Raid Jacket no Vest ☐ Uniform w/ Vest | Other Factors:

Age: | Height: | Weight:

Range Qualification Date: | PPC Qualification Date: | Laser Training Date:

Certified with Weapon Used? ☐ | Patrol Certification? ☐ | Certification Unit: | Prior Shootings? ☐ | Number of Prior Shootings: | Directed Force: ☐

Weapons Fired Brand: | Caliber: | # Shots: | Weapons Fired Brand: | Caliber: | # Shots:

Field Training Officer Emp #: | Last Name: | First Name: | M.I.:

Field Training Officer Emp #: | Last Name: | First Name: | M.I.:

Officer Involved Shooting
Suspect Information

URN: 013-13323-2137-013

Suspect Information

S 1			
Last Name [redacted]		First Name [redacted]	M.I. [redacted]
AKA Last Name		First Name	M.I.
Sex: M Race: H	Street Address: [redacted]	City [redacted]	State & Zip Code: [redacted]
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: 17 D.O.B. [redacted]	Height: 506 Weight: 140	FBI # [redacted]	CII # [redacted]
Booking #	Primary Charge: Deceased	Secondary Charge:	
Coroner Case? ☑	Coroner Case # 2013-06056	Intoxication/Drug Usage? ☑	Substance Used: Marijuana, Methamphetamine
Armed? ☑	Apprehended? ☑	Mental Illness? [redacted]	Criminal History? [redacted]
Vehicle Make		Model:	Year:

S			
Last Name		First Name	M.I.
AKA Last Name		First Name	M.I.
Sex: Race:	Street Address:	City	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #	CII #
Booking #	Primary Charge:	Secondary Charge:	
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
Vehicle Make		Model:	Year:

S			
Last Name		First Name	M.I.
AKA Last Name		First Name	M.I.
Sex: Race:	Street Address:	City	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #	CII #
Booking #	Primary Charge:	Secondary Charge:	
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
Vehicle Make		Model:	Year:

S			
Last Name		First Name	M.I.
AKA Last Name		First Name	M.I.
Sex: Race:	Street Address:	City	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:	Driver's License #:
Age: D.O.B.	Height: Weight:	FBI #	CII #
Booking #	Primary Charge:	Secondary Charge:	
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐	Substance Used:
Armed? ☐	Apprehended? ☐	Mental Illness? ☐	Criminal History? ☐
Vehicle Make		Model:	Year:

SUPPLEMENTAL NON-EMPLOYEE WITNESSES
Los Angeles County Sheriff's Department

Non-Employee Witnesses

Last Name	First Name	M.I.	Street Address	Zip Code	Work Ph	Home Ph
[redacted]	[redacted]		[redacted]	[redacted]		
[redacted]	[redacted]		[redacted]	[redacted]		

SUPPLEMENTAL EMPLOYEE WITNESSES
Los Angeles County Sheriff's Department

Employee Witnesses

Last Name	First Name	M.I.	Street Address	Zip Code	Work Ph	Home Ph
Amann	James		SEB	[redacted]		
Stoll	Adam		SEB	[redacted]		
Schultz	Mark		SEB	[redacted]		
Baudino	Anthony		SEB	[redacted]		
Jurado	Gilbert		SEB	[redacted]		

INTERNAL AFFAIRS BUREAU
INVESTIGATIVE SUMMARY
IAB# SH2340691

DEPUTY INVOLVED HIT SHOOTING (SUSPECT DECEASED)

URN # 013-13323-2137-013

DATE: August 28, 2013, Wednesday

TIME: 1749 hours

LOCATION: [redacted] Piru Street, Los Angeles (Unincorporated Area) CA 90222

SUSPECT: [redacted] MH/17, [redacted] Compton Locos 13, Gang Member.

DEPUTY (S) INVOLVED: Jason Puga [redacted] Christopher Quintero [redacted]

On August 28, 2013, Internal Affairs Bureau Lieutenant Michael Berg and Sergeants Mark Lopez and Sonia Bracken responded to a Command Post at 130th Street/Aranbe Avenue in the unincorporated area of Los Angeles, regarding a deputy-involved hit shooting.

When the team arrived at the command post, there was an active containment of the area. Investigators learned that the series of events which occurred culminated into a deputy involved hit shooting that involved Deputies Jason Puga and Christopher Quintero. The personnel involved in the incident were uniformed patrol deputies working a two-person unit.

The criminal investigation was handled by Homicide Bureau Investigators Michael Valento and John Duncan. Their investigation is documented in a paginated Homicide Bureau investigative book, which is presented as ***Exhibit A***.

SYNOPSIS:
On August 28, 2013, at approximately 1720 hours, Suspect [redacted] and Witness [redacted] were hanging out together at Stockwell Street and Aranbe Avenue. At the location, Suspect [redacted] told Witness [redacted] he had a handgun on him. Shortly thereafter, they both left the location on foot and stopped at [redacted] Piru Street. Witness [redacted] saw his friend [redacted] Honda Civic parked in front of his house and wanted to talk to him.

Witness [redacted] observed that his friend, Witness [redacted] was sitting inside the vehicle by herself. Witness [redacted] spoke with Witness [redacted] through the driver's side window while Suspect [redacted] stood by on the sidewalk.

At approximately 1749 hours, Deputies Jason Puga (driver) and Christopher Quintero (book-person) were working a two-person, overtime crime car (213E1). They patrolled the Willowbrook area in their marked patrol unit. As they turned westbound on Piru Street from Aranbe Avenue, they observed a vehicle parked illegally at [redacted] Piru Street. The vehicle (Honda Civic) was parked partially on the curb and on the street, blocking the driveway of the residence. They observed two male Hispanics standing on the south sidewalk next to the illegally parked vehicle. One of the males (Witness [redacted] was bent over at the waist leaning into the Honda Civic as if he was speaking with someone inside the vehicle. The second individual (Suspect [redacted] was standing on the sidewalk.

Deputy Puga stopped his patrol vehicle behind the Honda to conduct an illegal parking investigation. As both deputies exited their patrol vehicle, Suspect [redacted] immediately ran westbound on the sidewalk. Deputy Puga directed Deputy Quintero to detain the male Hispanic who did not run (Witness [redacted]. Based on Suspect [redacted] getaway action, Deputy Puga believed the parked Honda could possibly be stolen. Deputy Puga pursued Suspect [redacted] on foot westbound on the sidewalk.

When Suspect [redacted] reached [redacted] Piru Street, Deputy Puga saw Suspect [redacted] remove a handgun from his waistband with his right hand. Suspect [redacted] then entered a vacant lot which was on the west side of [redacted] Piru Street. Based on Deputy Puga's observations, he initiated a broadcast over his portable radio. Deputy Puga broadcasted he was in foot pursuit of an individual with a gun. For a copy of radio traffic refer to DVD in ***Exhibit B,*** for a copy of the Foot Pursuit Evaluation Form refer to ***Exhibit C***.

Deputy Puga stated he cautiously entered the empty lot because he saw Suspect [redacted] jump over the rear chain link fence to [redacted] Piru Street. Deputy Puga made several commands for Suspect [redacted] to stop but Suspect [redacted] did not stop.

Deputy Puga lost sight of Suspect [redacted] when Suspect [redacted] got into the backyard of [redacted] Piru Street. The perimeter rear fence had a blue tarp that obstructed the view into the rear yard.

Deputy Puga continued to move to the rear of the empty lot to get a look at Suspect [redacted] location and direction of travel in order to set up a containment.

Several seconds later Deputy Puga saw Suspect [redacted] on top of the south rear fence of [redacted] Piru Street. Suspect [redacted] was just west of a shed that was located in the southeast corner of the rear yard. As Suspect [redacted] was on top of the fence, Suspect [redacted] turned to his left in the direction of where Deputy Puga was standing. Suspect [redacted] held himself up on the fence with his left hand and held his handgun with his right hand.

Deputy Puga saw Suspect [redacted] turn toward his direction and point his handgun at Deputy Puga. Fearing for his safety and the safety of his partner who Deputy Puga thought was in the line of fire, Deputy Puga fired three rounds from his duty firearm at Suspect [redacted]

Deputy Puga saw Suspect [redacted] firearm fly into the rear yard of [redacted] Hatchway Street and Deputy Puga saw Suspect [redacted] fall in the rear yard of [redacted] Hatchway Street. Deputy Puga did not know if Suspect [redacted] was hit by his gun fire or just fell over the fence. Deputy Puga made a radio broadcast and advised he was involved in a shooting.

> **IAB Note:** Deputy Puga pursued Suspect [redacted] for approximately 190 feet. Approximately 14 seconds after the initial foot pursuit broadcast, Deputy Puga put out his Deputy Involved Shooting broadcast.

Deputy Puga maintained his position in the rear of the empty lot. At that position Deputy Puga was able to hear moaning coming from the rear yard of [redacted] Hatchway Street. Deputy Puga figured the moaning came from Suspect [redacted] who either was hurt from a gunshot wound or from him falling off the fence. Deputy Puga looked over his shoulder and saw his partner Deputy Quintero who was standing out near the street by [redacted] Piru Street approximately forty to fifty feet away. Deputy Puga moved alongside the east property line of [redacted] Piru Street and immediately set up a containment on his portable radio.

Approximately four to five minutes after Deputy Puga's initial broadcast, Los Angeles County Sheriff's Airship 21 was on scene. The Pilot Deputy Michael Cadiz and Observer Deputy Adam Pruitt confirmed Suspect [redacted] was down under the bushes in the backyard of [redacted] Hatchway Street.

Approximately thirty minutes later a Contact Team was assembled, comprised of personnel from Los Angeles County Sheriff's Special Enforcement Bureau. The Contact Team was commanded by Sergeant Anthony Baudino.

The Contact Team utilized a K-9 dog to assist them in rendering the back yard safe for Los Angeles County Fire personnel to enter and treat Suspect [redacted]

Suspect [redacted] sustained two gunshot wounds, one to his stomach, and one to his right arm. Suspect [redacted] was treated by Los Angeles County Fire Squad #41, commanded by Captain Clayton. Suspect [redacted] was pronounced at the scene by Saint Francis Medical Center Doctor Wong at 1840 hours.

At Century Sheriff's Station, Homicide Bureau Investigators Michael Valento and John Duncan retrieved Deputy Puga's weapon from his holster. The magazine was removed and the live rounds were counted. The handgun, magazine, and (13) live rounds were taken as evidence, and later submitted to the Scientific Services Bureau's Firearms Section under Lab Receipt #K225414. For further, refer to The Firearms Examiner Reports under ***Exhibit A***, ***pages 57 through 61***.

The incident was documented in Homicide Bureau's case book and Supplemental Reports, ***Exhibit A***, Crime scene photos along with Homicide interviews were copied on a DVD refer to ***Exhibit B,*** Crime scene sketches produced by the crime lab refer to ***Exhibit D***.

INVOLVED PERSONNEL:
PUGA, Jason, Deputy, [redacted]
Central Patrol Division, Century Station
Working Unit 213E1/PM, Century Station

WORK HISTORY:

Date of Employment:	**June 22, 2005**
Date Assigned to Patrol:	[redacted]
Completed Patrol Training:	
Prior Shooting Incidents:	
Prior Founded Force Incidents:	

SUSPECT INFORMATION:
[redacted] MH/17, [redacted] 506/140,
Suspect [redacted] criminal records are maintained under CII # [redacted],
MAIN # [redacted] and FBI # [redacted] A check of his state criminal history record and the Consolidated Criminal History Reporting System (CCHRS) revealed that Suspect [redacted]

[redacted] Refer to the state criminal history and CCHRS printouts (***Exhibit A***, ***pages 67 through 80***).

EMPLOYEE WITNESSES:

QUINTERO, Christopher, Deputy [redacted]
Central Patrol Division, Century Station
Working Unit 213E1/PM, Century Station

PRUITT, Adam, Deputy [redacted]
Homeland Security Division, Aero Bureau
Observer on Air-21.

CADIZ, Michael, Deputy [redacted]
Homeland Security Division, Aero Bureau
Pilot of Air-21.

AMANN, James, Deputy [redacted]
Homeland Security Division, Special Enforcement Bureau
K-9 Deputy, 240 K9-2.

STOLL, Adam, Deputy [redacted]
Homeland Security Division, Special Enforcement Bureau
K-9 Deputy, 241 K9-3.

SCHULTZ, Mark, Deputy [redacted]
Homeland Security Division, Special Enforcement Bureau
SWAT Deputy.

BAUDINO, Anthony, Sergeant [redacted]
Homeland Security Division, Special Enforcement Bureau
SWAT Sergeant.

JURADO, Gilbert, Deputy [redacted]
Homeland Security Division, Special Enforcement Bureau
K-9 Deputy, 241K9-2.

NON-EMPLOYEE WITNESSES:

[redacted] FH/20, DOB: [redacted],
[redacted]

[redacted] MH/35, DOB: [redacted],
[redacted]

[redacted] MH/20, DOB: [redacted], [redacted]

[redacted] MH/19, DOB: [redacted], [redacted]

[redacted] FH/20, DOB: [redacted]

INJURIES:
No deputies were injured.

Suspect [redacted] sustained two gunshot wounds to his body (both shots were through-and-through wounds) and died as a result of a fatal gunshot wound to his abdomen. The major injuries included perforations of the small and large intestine, left femoral vein and artery, bladder, and pelvic veins and arteries. For further, refer to the Autopsy Report and associated paperwork listed in ***Exhibit A***, ***pages 81 through 101***.

Refer to ***Exhibit B,*** for one (DVD) which contain photographs of the scene, photographs of the autopsy, and photographs of Deputies Jason Puga and Christopher Quintero, as well as audio interviews of employee and non-employee witness interviews.

PHYSICAL EVIDENCE:
Located within the involved crime scene was the suspect's handgun, Taurus, 380 semi-auto pistol Serial [redacted] with (6) live bullets in the magazine. All physical evidence was collected and documented by Scientific Services Bureau personnel. For more information, see ***Exhibit A, pages 53 thru 61.*** Additionally, Surveillance Video was recovered for [redacted] Piru Street, along with crime scene photographs can be located on a CD in ***Exhibit B***.

INVESTIGATORS' OBSERVATIONS:
At the time of the IAB investigator's arrival, the crime scene had been preserved. The physical evidence at the scenes appeared to be consistent with the deputies' versions of the events.

This incident initiated at [redacted] Piru Street, Los Angeles which is an east/west residential street. A foot pursuit was initiated west four properties to an empty lot. Deputy Puga fired three rounds from the empty lot striking Suspect [redacted] twice. Suspect [redacted] fell to the ground in the rear yard of [redacted] Hatchway Street, Los Angeles. For further details, refer to crime scene sketches and pictures in ***Exhibits B and D.***

WEAPONS USED BY DEPUTY PERSONNEL:

PUGA, Jason
Service Weapon Type: Beretta 9mm, 92FS, serial #BER[redacted]
Rounds Fired: Three
Date Employee Last Qualified: [redacted]
Combat handgun CPT: [redacted]

An examination of Deputy Puga's firearm indicated he shot a total of three rounds, as he carried his weapon with fifteen rounds in the magazine and one round in the chamber. Following the shooting his weapon contained twelve rounds in the magazine and one round in the chamber. Emergency Operation Bureau responded to the shooting scene with high power lighting. Volunteer prospectors also responded with metal detecting equipment. A search for Deputy Puga's expended cartridge casings in thick grass and weeds of the vacant lot was unsuccessful. See ***Exhibit A, page 26.***

The firearm was tested by Sheriff's firearms examiners and found to be functional. See ***Exhibit A pages 61.***

WEAPON USED BY SUSPECT:

(1) Handgun, Taurus, .380 pistol Serial #[redacted], containing (6) live .380 caliber rounds.

The firearm was processed for latent prints by Los Angeles County Sheriff's firearms examiners, and no latent prints were developed. Refer to ***Exhibit A pages 60.***

PROPERTY DAMAGE:

No property damage was identified in this particular incident.

CRIMINAL INVESTIGATION:

Investigator's Name:	Homicide Detectives Michael Valento and John Duncan .
Court:	None
Charges Filed:	None
DA Case Number:	None

LIGHTING AND WEATHER CONDITIONS:

The shooting occurred during a clear, sunny, late afternoon summer day.

INVOLVED EMPLOYEE STATEMENTS:

Homicide investigators interviewed all involved personnel on the date of this incident. A summary of their interviews may be found in ***Exhibit A, pages 28-52.*** The interviews were audio recorded and can be found in ***Exhibit B***. This IAB investigator reviewed the audio recordings of those interviews and found that Homicide's summary of each interview is an accurate account of what was said.

IAB INTERVIEW OF DEPUTY JASON PUGA

Deputy Jason Puga was interviewed during the investigation by Homicide Bureau Investigators Michael Valento and John Duncan on August 28, 2013. He was represented by attorney Audra Call from Green & Shinee. Precise wording may be obtained by reviewing the digitally audio recorded interview located in IAB's audio files and/or the verbatim transcripts listed under the **Transcriptions** section of the IAB casebook. For a summary of his interview with the Homicide Bureau investigators, refer to ***Exhibit A, pages 31 through 35***.

Deputy Jason Puga was interviewed by IAB Sergeants Mark Lopez and Jose J. Garcia on April 1, 2015, at 1000 hours, at the IAB Commerce office. He was represented by Maureen Okwuosa from Green & Shinee. Precise wording may be obtained by reviewing the digitally audio recorded interview located in IAB's audio files and/or the verbatim transcripts listed under the **Transcriptions** section of the IAB casebook.

On August 28, 2013, at approximately 1749 hours, Deputy Puga and his partner Deputy Quintero worked an overtime patrol assignment (231E1/PM). Deputy Puga was the driver and Deputy Quintero was the bookman. As they traveled southbound on Aranbe Avenue, Deputy Puga saw a Honda Civic illegally parked across the driveway of [redacted] Piru Street. Deputy Puga made a right turn onto Piru Street and noticed [redacted] leaning into the driver's side window of the Honda Civic and Suspect [redacted] on the sidewalk approximately five feet west of the parked vehicle in front of [redacted] Piru Street.

Deputy Puga parked his patrol vehicle behind the Honda Civic. As Deputy Puga and Quintero exited their patrol vehicle, Deputy Puga saw Witness [redacted] remove himself from inside the driver's side window and raise his hands straight up. Deputy Puga thought Witness [redacted] could have possibly been tampering with the vehicle or making a hand-to-hand drug transaction when he was inside the vehicle. Deputy Puga could not see inside the vehicle and had no idea on the number of occupants.

Deputy Puga saw Suspect [redacted] run westbound on the south sidewalk. Based on the fact Deputy Quintero (6'4"/270) had a size advantage over Witness [redacted] (5'08"/160), and the fact Witness [redacted] was cooperative during the pat down search. Deputy Puga decided to pursue Suspect [redacted] Deputy Puga initially thought Suspect [redacted] was running because the Honda Civic that was illegally parked was stolen.

When Deputy Puga began his foot pursuit, Suspect [redacted] was 20, to 25 yards ahead of him. Deputy Puga stated he never closed the distance. Deputy Puga saw Suspect [redacted] remove a handgun from his waistband with his right hand. Deputy Puga believed Suspect [redacted] was between [redacted] and [redacted] Piru Street, when he saw Suspect [redacted] remove a handgun. At that point, Deputy Puga initiated radio traffic and advised he was in foot pursuit of a man with a gun.

Deputy Puga saw Suspect [redacted] run southbound into a vacant lot just west of [redacted] Piru Street. Deputy Puga got to the empty lot and saw that Suspect [redacted] had jumped over the rear eastside fence of [redacted] Piru Street. Because Suspect [redacted] was no longer in the empty lot, Deputy Puga decided to enter the lot and get a last seen location of Suspect [redacted] Deputy Puga continued southbound into the vacant lot but could not see into the backyard of [redacted] Piru Street because of a blue tarp that was hung along the fence line. Deputy Puga advised on the radio that the suspect was last seen westbound through the rear yards.

Deputy Puga lost sight of Suspect [redacted] so he decided to move to an elevated mound in the rear of the empty lot to get a visual into the rear yard. Deputy Puga stated prior to moving to the rear mound area, he saw his partner outside the empty lot standing just west of [redacted] Piru Street. Deputy Puga did not know what Deputy Quintero was doing at that position but believed Deputy Quintero knew of his position.

At the elevated mound location, Deputy Puga saw Suspect [redacted] appear just west of a rear shed located in the back yard of [redacted] Piru Street. Deputy Puga estimated Suspect [redacted] was seven to ten yards away. Deputy Puga saw Suspect [redacted] blade his body in his direction and point a handgun at him. Deputy Puga feared for his safety and the safety of his partner who was in the same line of fire and fired three rounds from his duty pistol.

Deputy Puga observed Suspect [redacted] handgun and body fall into the rear yard of [redacted] Hatchway Street. Deputy Puga was not sure if Suspect [redacted] was hit by his gun fire and reassessed the situation. During this time he heard Suspect [redacted] moan several times.

Deputy Puga moved from the elevated mound location, back to east side fence of [redacted] Piru Street. Deputy Puga got on the radio and advised he had been involved in a deputy involved shooting and set up a containment from that location.

Deputy Puga was shown the surveillance video from [redacted] Piru Street. After he saw the video footage he realized it took his partner Deputy Quintero much longer than five seconds to respond to inside the empty lot. Deputy Puga figured he did several things (moved his position and coordinated units on the radio) before he saw Deputy Quintero entered the empty lot.

Deputy Puga also realized it would be safer to stay on the sidewalk and coordinate units, giving him the ability to keep an eye on his partner and the availability of having cover if needed.

IAB Note: Crime Scene photos used in this interview can be located in ***Exhibit F***. A signed Video Admonishment can be located in miscellaneous documents A sketch diagram used in this interview can be located at the end of Deputy Puga's verbatim transcription.

IAB INTERVIEW OF DEPUTY CHRISTOPHER QUINTERO

Deputy Christopher Quintero was interviewed during the investigation by Homicide Bureau Investigators Michael Valento and John Duncan on August 28, 2013. He was represented by attorney Audra Call from Green & Shinee. Precise wording may be obtained by reviewing the digitally audio recorded interview located in IAB's audio files and/or the verbatim transcripts listed under the **Transcriptions** section of the IAB casebook. For a summary of his interview with the Homicide Bureau investigators, refer to ***Exhibit A, pages 35 through 36***.

Deputy Christopher Quintero was interviewed by IAB Sergeants Mark Lopez and Jose J. Garcia on April 3, 2015, at 1053 hours, at the IAB Commerce office. He was represented by Maureen Okwuosa from Green & Shinee. Precise wording may be obtained by reviewing the digitally audio recorded interview located in IAB's audio files and/or the verbatim transcripts listed under the **Transcriptions** section of the IAB casebook.

On August 28, 2013, at approximately 1749 hours, Deputy Quintero and his partner Deputy Puga worked an overtime patrol assignment (231E1/PM). Deputy Puga was the driver and Deputy Quintero was the bookman. As they traveled southbound on Aranbe Avenue, Deputy Puga made a right turn on Piru Street. Deputy Quintero saw a Honda Civic parked at [redacted] Piru Street. The vehicle was in a southwest direction with the front two tires on the sidewalk and the rear two tires on the street.

Deputy Quintero noticed Witness [redacted] leaning into the driver's side window of the Honda Civic as if he was retrieving an object. Deputy Quintero also noticed a Suspect [redacted] on the sidewalk approximately five feet west of the parked vehicle in front of [redacted] Piru Street.

Deputy Quintero stated Deputy Puga stopped their patrol vehicle behind the Honda Civic and they exited their vehicle. No lights or sirens were activated in this stop. As Deputy Quintero and Deputy Puga exited their patrol vehicle, Deputy Quintero saw Witness [redacted] remove himself from inside the driver's side window and raised his hands and walked toward their direction. Deputy Quintero could not see inside the vehicle and had no idea on the number of occupants.

Deputy Quintero then saw Suspect [redacted] attempt to enter the yard at [redacted] Piru Street. Suspect [redacted] tried to open the perimeter gate but it was locked, so Suspect [redacted] ran westbound on the south sidewalk.

Deputy Quintero detained Witness [redacted] who was standing in front of him with his hands up. Deputy Quintero was told by Deputy Puga to detain Witness [redacted] and he was going to follow Suspect [redacted] to see where he was running to. Deputy Quintero then saw his partner run westbound on the south sidewalk. Deputy Quintero observed that the Honda contained a female [redacted] who sat in the front passenger seat. Deputy Quintero told her to place her hands on the dashboard and she complied.

Deputy Quintero conducted a pat down search of Witness [redacted] and visually searched the inside of the Honda Civic for additional passengers or weapons. Deputy Quintero was able to keep a visual on his partner as he ran westbound. Deputy Quintero heard Deputy Puga announce over the radio he was in foot pursuit of a person with a gun. Deputy Quintero then ordered Witness [redacted] and [redacted] to stay put as he made his way westbound to keep an eye on his partner and the two individuals. Deputy Quintero stated he did not handcuff Witness [redacted] but he did order him not to move.

Deputy Quintero took a position at [redacted] Piru Street. He was able to see Deputy Puga in the empty lot and keep an eye on the two individuals near the Honda Civic. Deputy Quintero stated Deputy Puga was positioned along the west fence line.

Deputy Quintero then heard three gun shots and looked toward his partner and saw Deputy Puga on top of a small mound. Deputy Quintero then saw Deputy Puga retreat to a position along the fence line of [redacted] Piru Street. Deputy Quintero made eye contact with Deputy Puga and was told by Deputy Puga he was okay.

Deputy Quintero heard Deputy Puga coordinate units to their location and slowly made his way westbound to his partner. Deputy Quintero thought it took him approximately four to five seconds to respond to the empty lot.

After Deputy Quintero reviewed the surveillance video fro[redacted] Piru Street. He was shocked to see that he did not enter the empty lot for approximately 80 seconds. Deputy Quintero stated he must have continued to monitor the unchecked threat (two individuals by the Honda) as Deputy Puga was coordinating units. Deputy Quintero indicated he did not move very fast because he was suffering from a prior knee surgery.

> **IAB Note**: Crime Scene photos used in this interview can be located in ***Exhibit F***. A signed Video Admonishment can be located in miscellaneous documents. A sketch diagram used in this interview can be located at the end of Deputy Quintero's verbatim transcription.

WITNESSES:

SWORN:
PRUITT, Adam, Deputy [redacted]
Observer on Air-21.

CADIZ, Michael, Deputy [redacted]
Pilot of Air-21.

Deputies Pruitt and Cadiz were interviewed by Homicide Investigators along with IAB investigators. For a summary of the interview, refer to ***Exhibit A, pages 36, 37 and 38 of the Supplemental Report***, and the audio interview in ***Exhibit B***.

Deputies Pruitt (Observer) and Cadiz (Pilot) did not witness the shooting. They arrived on scene four to five minutes after the deputy involved shooting. They saw Suspect [redacted] lying face up on the ground in the rear of [redacted] Hatchway Street. They continued to orbit for approximately twenty five minutes until the backyard was cleared with assistance of K-9.

AMANN, James, Deputy [redacted]
Special Enforcement Bureau

STOLL, Adam, Deputy [redacted]
Special Enforcement Bureau

SCHULTZ, Mark, Deputy [redacted]
Special Enforcement Bureau

BAUDINO, Anthony, Sergeant [redacted]
Special Enforcement Bureau

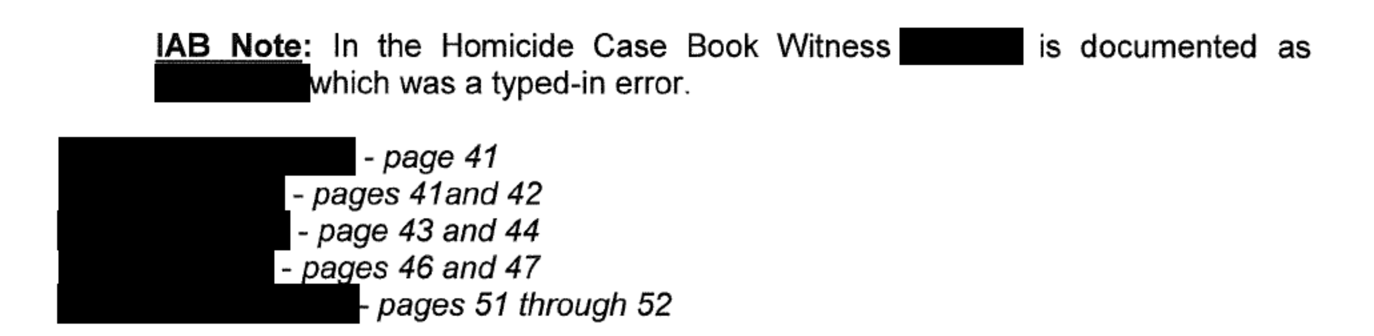
JURADO, Gilbert, Deputy [redacted]
Special Enforcement Bureau

Deputies Amann, Stoll, Schultz, Jurado and Sergeant Baudino were interviewed by Homicide Investigators. For a summary of the interview, refer to ***Exhibit A, pages 38, 39, 45-50, of the Supplemental Report.*** For a copy of audio interviews refer to ***Exhibit B***.

The members of the Special Enforcement Bureau did not witness the shooting. They responded to the incident to assist in the clearing the backyard of [redacted] Hatchway Street. They formed a tactical plan and entered the backyard with assistance of a K-9 dog. They entered the backyard and observed that Suspect [redacted] was unresponsive. Paramedics were called and Century Patrol deputies took control of the crime scene.

NON-EMPLOYEE WITNESSES:

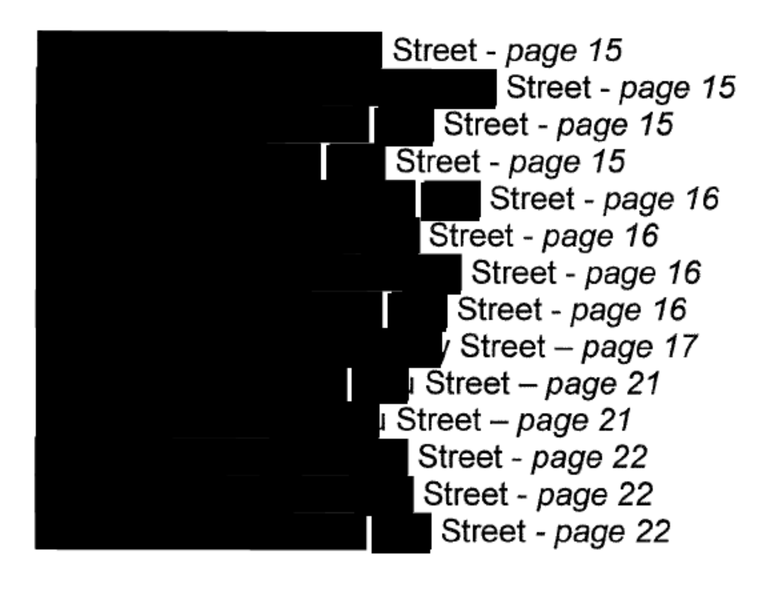
The following below civilian witnesses were identified at the location and interviewed during the investigation by Homicide Bureau Investigators Michael Valento and John Duncan. For the complete verbatim interview, refer to ***Exhibit B, audio files***. Refer to the page number located after the witnesses' names for a summary of their statements, presented in the Homicide Bureau case book in ***Exhibit A***.



IAB Note: In the Homicide Case Book Witness [redacted] is documented as [redacted] which was a typed-in error.

[redacted] - *page 41*
[redacted] - *pages 41and 42*
[redacted] - *page 43 and 44*
[redacted] - *pages 46 and 47*
[redacted] - *pages 51 through 52*

The area was canvassed and the following civilian witnesses were identified and interviewed during the investigation by Homicide Bureau investigators and Century Station personnel. Although they all heard gunshots, they stated they did not witness the shooting. Refer to the page number located after the witnesses' names for a summary of their statements, presented in the Homicide Bureau case book in ***Exhibit A***.



[redacted] Street - *page 15*
[redacted] Street - *page 15*
[redacted] Street - *page 15*
[redacted] Street - *page 15*
[redacted] Street - *page 16*
[redacted] Street - *page 16*
[redacted] Street - *page 16*
[redacted] Street - *page 16*
[redacted] Street – *page 17*
[redacted] Street – *page 21*
[redacted] Street – *page 21*
[redacted] Street - *page 22*
[redacted] Street - *page 22*
[redacted] Street - *page 22*

SUSPECT STATEMENT

None

MISCELLANEOUS:

In the Laboratory Analysis Summary Report, presented in ***Exhibit A***, ***page 96***, it shows Suspect [redacted] had marijuana and methamphetamine in his system.



LOS ANGELES COUNTY DISTRICT ATTORNEY'S OFFICE
BUREAU OF FRAUD AND CORRUPTION PROSECUTIONS
JUSTICE SYSTEM INTEGRITY DIVISION

JACKIE LACEY • District Attorney
SHARON J. MATSUMOTO • Chief Deputy District Attorney
JOSEPH P. ESPOSITO • Assistant District Attorney

SCOTT K. GOODWIN • Director

May 21, 2014

Captain Duane Harris
Homicide Bureau
Los Angeles County Sheriff's Department
5747 Rickenbacker Road
Commerce, California 90040

RE: J.S.I.D. File No. 13-0586
L.A.S.D File No. 013-13323-2137-013

Dear Captain Harris:

The Justice System Integrity Division of the Los Angeles County District Attorney's Office has completed its review of the August 28, 2013, fatal shooting of [redacted] by Los Angeles County Sheriff's Department (LASD) Deputy Jason Puga. It is our conclusion that Deputy Puga acted in lawful self-defense.

The District Attorney's Command Center was notified of the shooting on August 28, 2013, at approximately 6:30 p.m. The District Attorney Response Team (DART), comprised of Deputy District Attorney Oscar Plascencia and District Attorney Senior Investigator Joseph Miraflor, responded and was given a briefing and a walk-through of the scene.

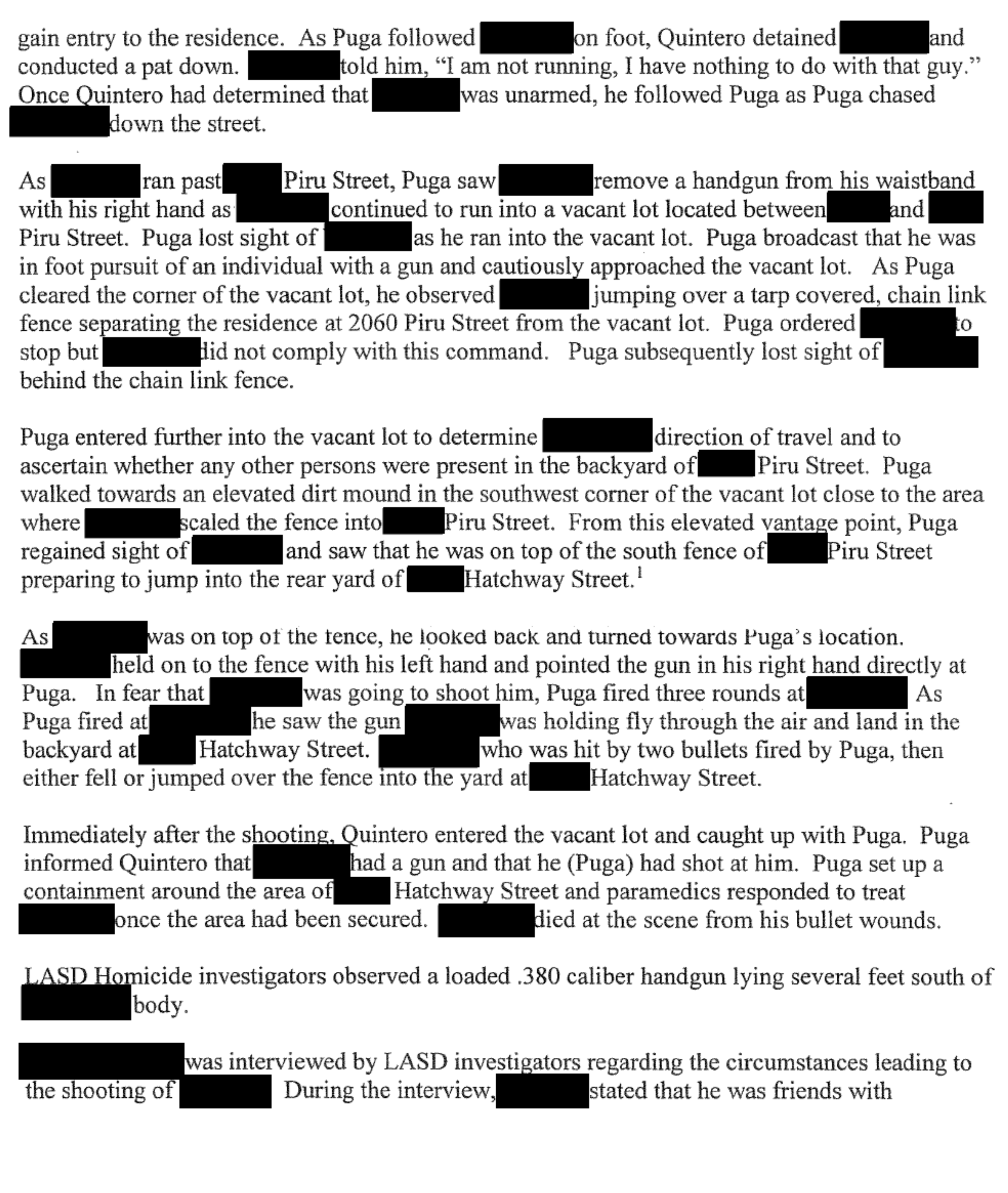
The following analysis is based on reports prepared by the Los Angeles County Sheriff's Department (LASD), submitted to this office by Detectives Michael Valento and John Duncan. Voluntary statements of the deputies involved were considered as part of this analysis.

FACTUAL ANALYSIS

On August 28, 2013, at approximately 5:49 p.m., Deputies Jason Puga and Christopher Quintero were on patrol when they saw a Honda Civic illegally parked across the driveway of [redacted] Piru Street. Puga and Quintero noticed [redacted] leaning into the driver's side window of the Honda as [redacted] stood near the bumper of the vehicle. A female was seated in the passenger seat of the Honda.

Puga and Quintero pulled their patrol car behind the Honda in order to conduct a Vehicle Code violation investigation. As Puga and Quintero exited their patrol car, [redacted] tried to enter the residence at [redacted] Piru Street and then ran westbound on Piru Street after he was unable to

Clara Shortridge Foltz Criminal Justice Center
210 West Temple Street
Los Angeles, CA 90012-3210
(213) 974-3888
Fax: (213) 620-1208
WEBSITE: http://da.co.la.ca.us



gain entry to the residence. As Puga followed [redacted] on foot, Quintero detained [redacted] and conducted a pat down. [redacted] told him, "I am not running, I have nothing to do with that guy." Once Quintero had determined that [redacted] was unarmed, he followed Puga as Puga chased [redacted] down the street.

As [redacted] ran past [redacted] Piru Street, Puga saw [redacted] remove a handgun from his waistband with his right hand as [redacted] continued to run into a vacant lot located between [redacted] and [redacted] Piru Street. Puga lost sight of [redacted] as he ran into the vacant lot. Puga broadcast that he was in foot pursuit of an individual with a gun and cautiously approached the vacant lot. As Puga cleared the corner of the vacant lot, he observed [redacted] jumping over a tarp covered, chain link fence separating the residence at 2060 Piru Street from the vacant lot. Puga ordered [redacted] to stop but [redacted] did not comply with this command. Puga subsequently lost sight of [redacted] behind the chain link fence.

Puga entered further into the vacant lot to determine [redacted] direction of travel and to ascertain whether any other persons were present in the backyard of [redacted] Piru Street. Puga walked towards an elevated dirt mound in the southwest corner of the vacant lot close to the area where [redacted] scaled the fence into [redacted] Piru Street. From this elevated vantage point, Puga regained sight of [redacted] and saw that he was on top of the south fence of [redacted] Piru Street preparing to jump into the rear yard of [redacted] Hatchway Street.[1]

As [redacted] was on top of the fence, he looked back and turned towards Puga's location. [redacted] held on to the fence with his left hand and pointed the gun in his right hand directly at Puga. In fear that [redacted] was going to shoot him, Puga fired three rounds at [redacted] As Puga fired at [redacted] he saw the gun [redacted] was holding fly through the air and land in the backyard at [redacted] Hatchway Street. [redacted] who was hit by two bullets fired by Puga, then either fell or jumped over the fence into the yard at [redacted] Hatchway Street.

Immediately after the shooting, Quintero entered the vacant lot and caught up with Puga. Puga informed Quintero that [redacted] had a gun and that he (Puga) had shot at him. Puga set up a containment around the area of [redacted] Hatchway Street and paramedics responded to treat [redacted] once the area had been secured. [redacted] died at the scene from his bullet wounds.

LASD Homicide investigators observed a loaded .380 caliber handgun lying several feet south of [redacted] body.

[redacted] was interviewed by LASD investigators regarding the circumstances leading to the shooting of [redacted] During the interview, [redacted] stated that he was friends with

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[1] The residences at [redacted] Piru Street and [redacted] Hatchway Street share a rear property line and a common fence separating their backyards. As he prepared to jump, [redacted] was positioned on an area of the fence just west of a shed in the backyard of [redacted] Piru Street; [redacted] may have utilized the shed to position himself for the jump into the yard at [redacted] Hatchway Street.

[redacted] who was a Locos 13 gang member. [redacted] told investigators that approximately thirty minutes before the incident leading to the shooting, [redacted] told him that he had a "pistola."[2]

On September 3, 2013, Los Angeles County Deputy Medical Examiner Jeffrey Gustadt conducted an autopsy on [redacted] and found that [redacted] suffered two through and through gunshot wounds. One bullet entered [redacted] left abdomen and exited his back after passing through both his femoral arteries, which caused internal bleeding. Gustadt determined that this bullet wound was fatal. The second bullet entered [redacted] right forearm and exited through his right exterior forearm. Gustadt determined that this bullet wound was not fatal.

CONCLUSION

The use of deadly force in self-defense is justifiable if the person claiming the right actually and reasonably believed the following: (1) that he was in imminent danger of being killed or suffering great bodily injury; (2) that the immediate use of force was necessary to defend against that danger; and (3) that he used no more force than was reasonably necessary to defend against that danger. See *CALCRIM No. 505*.

The test for whether an officer's actions were objectively reasonable is "highly deferential to the police officer's need to protect himself and others." *Munoz v. City of Union City*, 16 Cal. Rptr. 3d 521, 540 (Ct. App. 1st Dist. 2004).

Reasonableness of force used by an officer depends on the facts and circumstances of each particular case, including the severity of the crime at issue, whether the suspect poses an immediate threat to the safety of the officers or others, and whether he is actively resisting arrest or attempting to evade arrest by flight. *Graham v. Connor,* 490 U.S. 386, 396 (1989). "The reasonableness of the particular force used must be judged from the perspective of a reasonable officer on the scene, rather than with the 20/20 vision of hindsight." *Id.* "The calculus of reasonableness must embody allowance for the fact that police are often forced to make split-second judgments—in circumstances that are tense, uncertain, and rapidly evolving—about the amount of force that is necessary in a particular situation." *Id.* at 396-97.

The evidence examined shows that Vasquez engaged in a course of conduct that posed a significant threat of death or serious physical injury to Deputies Puga and Quintero. [redacted] led Deputies Puga and Quintero on a foot pursuit and then pointed a loaded firearm at Puga.

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[2] Pistola is the Spanish word for gun or pistol.

Given [redacted] determination to flee from the deputies and the fact that he pointed a loaded firearm at Puga, Puga reasonably feared for his life when he fired his service weapon at [redacted] We find that Deputy Puga acted in lawful self-defense. We are therefore closing our file and will take no further action in this matter.

Very truly yours,

JACKIE LACEY
District Attorney

By

OSCAR PLASCENCIA
Deputy District Attorney
[redacted]

c: Deputy Puga, #[redacted]

761551N52A – SH-AD (11/90)

COUNTY OF LOS ANGELES

SHERIFF'S DEPARTMENT

"A Tradition of Service"

OFFICE CORRESPONDENCE

DATE: May 8, 2015

FROM: STEPHEN B. JOHNSON, COMMANDER
CENTRAL PATROL DIVISION

TO: ERNEST CHAVEZ, CAPTAIN
CENTURY STATION

SUBJECT: EXECUTIVE FORCE REVIEW COMMITTEE FINDINGS

Case Number:	SH2340691
Incident:	Hit Shooting
Incident Date:	August 28, 2013
Unit:	Century Station
Suspect:	[redacted] MH/[redacted]
Involved Employees:	Deputy Jason Puga [redacted] Deputy Christopher Quintero [redacted]
EFRC Date:	May 7, 2015

The Executive Force Review Committee (EFRC) consisting of Commanders Stephen B. Johnson, David E. Halm, and Ralph J. Webb met and reviewed the above case.

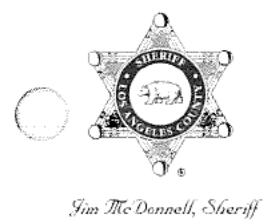
FINDINGS:

The EFRC determined the use of deadly force was in policy: however the tactics used by Deputy Puga violated the Department's Manual of Policy and Procedures Section(s) 3-01/030/10, Obedience to Laws, Regulations, and Orders (specially pertaining to 5-09/220/50, Foot Pursuits).

RECOMMENDATIONS:

The EFRC recommended a 3 day suspension for Deputy Puga. The EFRC also recommended that Deputy Quintero attend Tactics and Survival Training.

SBJ:JRB:jrb





County of Los Angeles
Sheriff's Department Headquarters
4700 Ramona Boulevard
Monterey Park, California 91754-2169



May 18, 2015

Deputy Jason Puga, #[redacted]

Dear Deputy Puga:

You are hereby notified that it is the intention of the Sheriff's Department to suspend you without pay from your position of Deputy Sheriff, Item No. 2708A, with this Department for a period of three (3) days.

An investigation under IAB File Number 2378950, conducted by Internal Affairs Bureau, coupled with your own statements, has established the following:

1. That in violation of Department's Manual of Policy and Procedures, Section(s) 3-01/030.10, Obedience to Laws, Regulations, and Orders (specifically pertaining to 5-09/220.50, Foot Pursuits), on or about August 28, 2013, while on duty, you failed to timely broadcast on a Sheriff's Communications Center access channel and advise Sheriff's Communication Center personnel that you separated from your partner and engaged in a one-man foot pursuit where you chased an armed suspect into an open lot, and/or failed to follow the suspect and coordinate units into your location for the purposes of setting up a containment, and/or failed to remain in an area where you could use cover and concealment until you had enough resources available to safely approach and apprehend the suspect.

Additional facts for this decision are set forth in the Disposition Worksheet, Investigative Summary and Investigative Packet which are incorporated herein by reference.

Prior to determining this disciplinary action, the Executive Force Review Committee and I have thoroughly reviewed the incident and your record with this Department.

You have the right to grieve this disciplinary action within ten (10) business days of receipt of this letter. Your grievance procedures may be found in your classification's negotiated Memorandum of Understanding.

Failure to respond to this Letter of Intent within ten (10) business days will be considered a waiver of your right to grieve and will result in the imposition of this discipline indicated herein.

At the time of service of this letter of intent, you were provided with a copy of the material on which the discipline is based. If you are unable to access the information provided in the enclosed CD, you may contact Virginia Vasquez, of Internal Affairs Bureau, at [redacted] and arrange an appointment for assistance in this regard.

The Sheriff's Department reserves the right to amend and/or add to this letter.

Sincerely,

JIM McDONNELL, SHERIFF

Original Signed

Ernest E. Chavez, Captain
Century Station

EEC:DLM:jr

cc: Advocacy Unit
Employee Relations Unit
Bobby D. Denham, Chief, Central Patrol Division
Internal Affairs Bureau
(File # IAB 2378950)

EDUCATION-BASED DISCIPLINE AGREEMENT

This Agreement is entered into between the Los Angeles County Sheriff's Department, hereinafter referred to as "Department," and Deputy Jason Puga, Employee No. [redacted] hereinafter referred to as "Deputy Puga."

The Department and Deputy Puga are parties to this dispute and desire to settle all issues involved in IAB No. 2378950 upon the terms and conditions hereinafter set forth.

NOW, THEREFORE, the Department and Deputy Puga for and in consideration of the mutual covenants contained herein, agree as follows:

1. Both parties agree that the three (3) day suspension shall stand. The Letter of Imposition shall contain the same charges as the Letter of Intent.

2. The Department will, upon execution of this Education-Based Discipline (EBD) Agreement, hold the three (3) days in abeyance pending completion of the below listed classes.

3. Deputy Puga understands that if he becomes the subject of a founded investigation involving similar violations of the Manual of Policy and Procedures, and that if the event resulting in the founded investigation occurred within the twelve (12) month period of the date of execution of this agreement, the three (3) days held in abeyance shall be imposed. In addition, Deputy Puga understands that he will be subjected to additional discipline for each and every founded violation of the Department's Manual of Policy and Procedures.

4. Both parties agree and understand that Deputy Puga's records will reflect that the three (3) day suspension was imposed and may be used for the purposes of demonstrating "progressive discipline."

5. Deputy Puga further agrees to attend and complete the below listed EBD courses and understands that failure to complete **all** the courses and assignment shall result in the imposition of the three (3) days held in abeyance:

- Lieutenants' Interactive Forum for Education (LIFE) class (8 hours)
- Conduct Foot Pursuit briefings
- Write an EBD evaluation reflecting on your experience with the EBD process.

6. The Department may adjust Deputy Puga's schedule to participate in EBD courses and EBD items, as EBD is conducted on-duty.

7. Deputy Puga agrees to cooperate with his Unit Commander to complete the courses as soon as practicable, but no longer than one (1) year from the date of execution of this EBD Agreement.

[redacted]

8. Deputy Puga further agrees to waive any and all further administrative or judicial remedies with respect to the Letter of Imposition and the modified discipline, and also waives any administrative or judicial remedies with respect to any imposition pursuant to paragraph three (3), above. This waiver shall include, but not be limited to, appeals to the Los Angeles County Civil Service Commission and/or the Los Angeles County Employee Relations Commission.

9. The parties further agree that this EBD Agreement shall not be considered, cited, or used in future disputes as establishing past precedent or past employment practice.

10. In consideration of the terms and conditions set forth herein, Deputy Puga agrees to fully release, acquit and forever discharge the County, and all present and former officers, employees and agents of the County, and their heirs, successors, assigns and legal representatives from any and all liability whatsoever for any and all claims arising out of or connected with the employment relationship between the County and Deputy Puga concerning the subject matter referred to herein.

11. Deputy Puga further agrees to relinquish and expressly waives all rights conferred upon him by the provisions of California Civil Code Section 1542, which Phillips' as follows:

> *"A general release does not extend to claims which the creditor does not know or suspect to exist in his favor at the time of executing the release, which if known by him must have materially affected his settlement with the debtor."*

12. The date of the last signature placed hereon shall hereinafter be known as the "date of execution" and the "effective date" of this EBD Agreement.

13. The parties agree that the foregoing comprises the entire EBD Agreement between the parties and that there have been no other promises made by any party. Any modification of this EBD Agreement must be in writing.

I have read the foregoing EBD Agreement, and I accept and agree to the provisions contained therein and hereby execute it voluntarily and with full understanding of its consequences.

Date: 05/19/15

Jason Puga, Deputy #[redacted]

Date: 5/19/15

Ernest E. Chavez, Captain
Century Station



Jim McDonnell, Sheriff

County of Los Angeles
Sheriff's Department Headquarters

4700 Ramona Boulevard
Monterey Park, California 91754-2169



June 19, 2015

Deputy Jason Puga, #[redacted]

Date of Department Hire 06/22/2005

Dear Deputy Puga:

On May 18, 2015, you were served with a Letter of Intention, indicating your right to respond to the Sheriff's Department's pending disciplinary action against you, as reported under IAB File Number 2378950. You were also advised of your right to review the material on which the discipline was based.

You are hereby notified that pursuant to an Education-Based Discipline (EBD) Agreement between you and this Department dated May 19, 2015, you are suspended without pay from your position of Deputy Sheriff, Item No. 2708A, with this Department for a period of three (3) days. However, pursuant to the EBD agreement, the three (3) days will be held in abeyance for a period of twelve (12) months which will end on May 18, 2016. All Department records will reflect, nevertheless, that you received a three (3) day suspension. In accordance with the EBD Agreement, you have agreed to participate in an education-based alternative to discipline. Should you fail to complete any of the terms and conditions of the EBD Agreement, the three (3) days held in abeyance will be imposed.

An investigation under File Number IAB 2378950, conducted by Internal Affairs Bureau, coupled with your own statements, has established the following:

1. That in violation of Department's Manual of Policy and Procedures, Section(s) 3-01/030.10, Obedience to Laws, Regulations, and Orders (specifically pertaining to 5-09/220.50, Foot Pursuits), on or about August 28, 2013, while on duty, you failed to timely broadcast on a Sheriff's Communications Center access channel and advise Sheriff's Communication Center personnel that you separated from your partner and engaged in a one-man foot pursuit where you chased an armed suspect into an open lot, and/or failed to follow the suspect and coordinate units into your location for the purposes of

setting up a containment, and/or failed to remain in an area where you could use cover and concealment until you had enough resources available to safely approach and apprehend the suspect.

Additional facts for this decision are set forth in the Disposition Worksheet, Investigative Summary and Investigative Packet which are incorporated herein by reference.

Prior to determining this disciplinary action, the Executive Force Review Committee and I have thoroughly reviewed the incident and your record with this Department.

You will hereby take notice that any future acts of misconduct may result in more severe disciplinary action.

The Sheriff's Department reserves the right to amend and/or add to this letter.

Sincerely,

JIM McDONNELL, SHERIFF

Original Signed

Ernest E. Chavez, Captain
Century Station

Note: Attached for your convenience are excerpts of the applicable areas of the Manual of Policy and Procedures and Civil Service Rules {when applicable}.

EEC:DLM:vv

cc: Advocacy Unit
Bobby D. Denham, Chief, Central Patrol Division
Internal Affairs Bureau
Personnel Administration
Century Station/unit Personnel File